

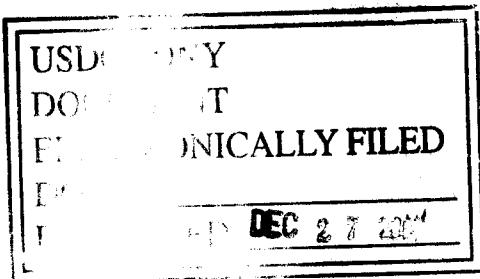
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

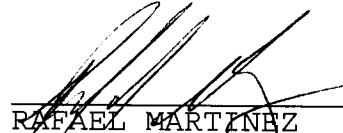
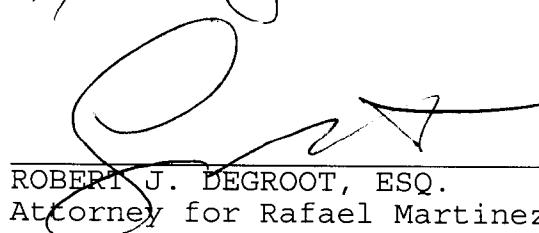
----- x
UNITED STATES OF AMERICA :
:
- v. - :
:
RAFAEL MARTINEZ, :
:
Defendant. :
:
----- x

WAIVER OF INDICTMENT

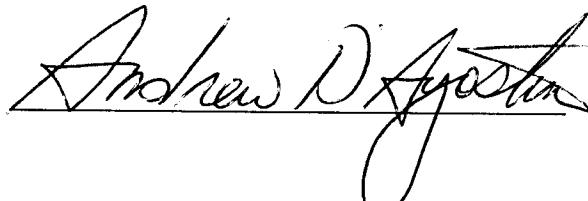
S1 07 Cr. 865 (PKC)

The above-named defendant, who is accused of violating Title 21, United States Code, Sections 812, 841(a)(1), 841(b)(1)(A), and 846, being advised of the nature of the charges and of his rights, hereby waives, in open Court, prosecution by indictment and consents that the proceeding may be by information instead of by indictment.




RAFAEL MARTINEZ

ROBERT J. DEGROOT, ESQ.
Attorney for Rafael Martinez

Witness:



Date: New York, New York
December 27, 2007